



2011 ASSEMBLY BILL 209

1 **AN ACT** *to renumber and amend* 939.617 (2); and *to create* 939.617 (2) (a) and
2 (b) of the statutes; **relating to:** mandatory minimum sentences for certain
3 child sex offenses.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1m.** 939.617 (2) of the statutes is renumbered 939.617 (2) (intro.) and
5 amended to read:
6 939.617 **(2)** (intro.) ~~If a person is convicted of a violation of s. 948.05, 948.075,~~
7 ~~or 948.12, the court may impose a sentence that is less than the sentence required~~
8 ~~under sub. (1), or may place the person on probation, only if the court finds that the~~
9 ~~best interests of the community will be served and the public will not be harmed and~~
10 ~~if the court places its reasons on the record., the court may impose a sentence that~~

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SECTION 1m

1 is less than the sentence required under sub. (1) or may place the person on probation
2 under any of the following circumstances:

3 **SECTION 1p.** 939.617 (2) (a) and (b) of the statutes are created to read:

4 939.617 **(2)** (a) If the person is convicted of a violation of s. 948.05, the person
5 is no more than 48 months older than the child who is the victim of violation.

6 (b) If the person is convicted of a violation of s. 948.12, the person is no more
7 than 48 months older than the child who engaged in the sexually explicit conduct.

8 (END)